

ASSEMBLY BILL

No. 422

Introduced by Assembly Member Vargas

February 15, 2005

An act to amend Section 22352 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 422, as introduced, Vargas. Prima facie limits.

Existing law sets forth certain prima facie speed limits in accordance with a schedule.

This bill would make technical, nonsubstantive changes in that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22352 of the Vehicle Code is amended
2 to read:
3 22352. ~~(a)~~—The prima facie limits are as follows and shall be
4 applicable unless changed as authorized in this code and, if so
5 changed, only when signs have been erected giving notice
6 thereof:
7 ~~(1)~~—
8 (a) Fifteen miles per hour:
9 ~~(A)~~—
10 (1) When traversing a railway grade crossing, if during the last
11 100 feet of the approach to the crossing the driver does not have
12 a clear and unobstructed view of the crossing and of any traffic

1 on the railway for a distance of 400 feet in both directions along
2 the railway. This subdivision does not apply in the case of ~~any~~
3 railway grade crossing where a human flagman is on duty or a
4 clearly visible electrical or mechanical railway crossing signal
5 device is installed but does not then indicate the immediate
6 approach of a railway train or car.

7 ~~(B)~~

8 (2) When traversing ~~any~~ *an* intersection of highways if during
9 the last 100 feet of the driver's approach to the intersection the
10 driver does not have a clear and unobstructed view of the
11 intersection and of any traffic upon all of the highways entering
12 the intersection for a distance of 100 feet along all those
13 highways, except at an intersection protected by stop signs or
14 yield right-of-way signs or controlled by official traffic control
15 signals.

16 ~~(C)~~

17 (3) On ~~any~~ *an* alley.

18 ~~(2)~~

19 (b) Twenty-five miles per hour:

20 ~~(A)~~

21 (1) On ~~any~~ *a* highway other than a state highway, in any
22 business or residence district unless a different speed is
23 determined by local authority under procedures set forth in this
24 code.

25 ~~(B)~~

26 (2) When approaching or passing a school building or the
27 grounds thereof, contiguous to a highway and posted with a
28 standard "SCHOOL" warning sign, while children are going to
29 or leaving the school either during school hours or during the
30 noon recess period. The prima facie limit shall also apply when
31 approaching or passing ~~any~~ school grounds ~~which~~ *that* are not
32 separated from the highway by a fence, gate, or other physical
33 barrier while the grounds are in use by children and the highway
34 is posted with a standard "SCHOOL" warning sign. For purposes
35 of this ~~subparagraph~~ *paragraph*, standard "SCHOOL" warning
36 signs may be placed at any distance up to 500 feet away from
37 school grounds.

38 ~~(C)~~

39 (3) When passing a senior center or other facility primarily
40 used by senior citizens, contiguous to a street other than a state

1 highway and posted with a standard “SENIOR” warning sign. A
2 local authority is not required to erect ~~any~~ a sign pursuant to this
3 paragraph until donations from private sources covering those
4 costs are received and the local agency makes a determination
5 that the proposed signing should be implemented. A local
6 authority may, however, utilize ~~any~~ other funds available to it to
7 pay for the erection of those signs.
8 ~~(b) This section shall become operative on March 1, 2001.~~

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